

#574

BILL NO. G-94-11-07

GENERAL ORDINANCE NO. G-06-45

AN ORDINANCE amending the Thoroughfare  
Plan of the City Comprehensive ("Master")  
Plan by vacating a street thereof.

WHEREAS, a petition to vacate a street within the City of  
Fort Wayne (as more specifically described below) was duly  
filed with the City Planning Commission; and

WHEREAS, said Commission duly held a public hearing  
thereon; and

WHEREAS, said Commission has duly forwarded its  
recommendation to this body approving said petition, and this  
body having held a public hearing on said vacation as provided  
in I.C. 36-7-3-12; and

WHEREAS, this body concurs in the recommendation of the  
City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF  
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate an  
street within the City of Fort Wayne, more specifically  
described as follows, to-wit:

Commercial Road from Western terminus to a point 450'  
East. Interurban Drive from its intersection with  
Commercial Road to the Northern terminus (199.73').

and which vacating amends the Thoroughfare Plan of the City  
Comprehensive ("Master") Plan and is hereby approved in all  
respects.

SECTION 2. That this Ordinance shall be in full force  
and effect from and after its passage, any and all necessary  
approval by the Mayor.

Janet Bradbury  
COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

J. Timothy McCauley  
J. TIMOTHY MCCAULEY, CITY ATTORNEY

1  
2 #574

3 \*\* Public hearing to be held on Tuesday  
4 the 28th day of February, 1994,  
5 in the Council Chambers.

6  
7 Sandra E. Kennedy  
8 Sandra E. Kennedy, City Clerk  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

Read the first time in full and on motion by \_\_\_\_\_,  
and duly adopted, read the second time by title and referred to the  
Committee on \_\_\_\_\_ (and the City Plan Commission  
for recommendation) and Public Hearing to be held after due legal notice, at  
the Common Council Council Conference Room 128, City-County Building, Fort  
Wayne, Indiana, on \_\_\_\_\_, 19\_\_\_\_, the \_\_\_\_\_ day of  
\_\_\_\_\_, at \_\_\_\_\_ o'clock  
\_\_\_\_\_, M., E.S.T.

DATED: \_\_\_\_\_

SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Ravine,  
and duly adopted, placed on its passage. PASSED LOST  
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	7			2
BRADBURY	✓			
EDMONDS				✓
GIAQUINTA	✓			
HENRY	✓			
LONG	✓			
LUNSEY	✓			
RAVINE	✓			
SCHMIDT				✓
TALARICO	✓			

DATED: 2-28-95

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ANNEXATION) \_\_\_\_\_ (APPROPRIATION) \_\_\_\_\_ (GENERAL) \_\_\_\_\_  
(SPECIAL) \_\_\_\_\_ (ZONING) \_\_\_\_\_ ORDINANCE \_\_\_\_\_ RESOLUTION NO. D-06-95  
on the 28th day of February, 1995.

ATTEST:

(SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Mark C. GiaQuinta  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the 1st day of March, 1995,  
at the hour of 10:30 o'clock A.M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 6th day of March,  
1995, at the hour of 6:30 o'clock P.M., E.S.T.

Paul Helmke  
PAUL HELMKE, MAYOR

BILL NO. G-94-11-07

REPORT OF THE COMMITTEE ON  
REGULATIONS  
CLETUS R. EDMONDS - REBECCA J. RAVINE - CO-CHAIR  
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the Thoroughfare  
Plan of the City Comprehensive ("Master") Plan by vacating a street  
thereof


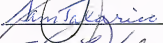
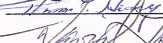
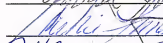
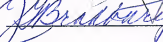


HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

DATED: 2-28-98.

Sandra E. Kennedy  
City Clerk

COMMUNITY & ECONOMIC DEVELOPMENT

FT. WAYNE, IN.,

RECEIVED FROM

THE SUM OF

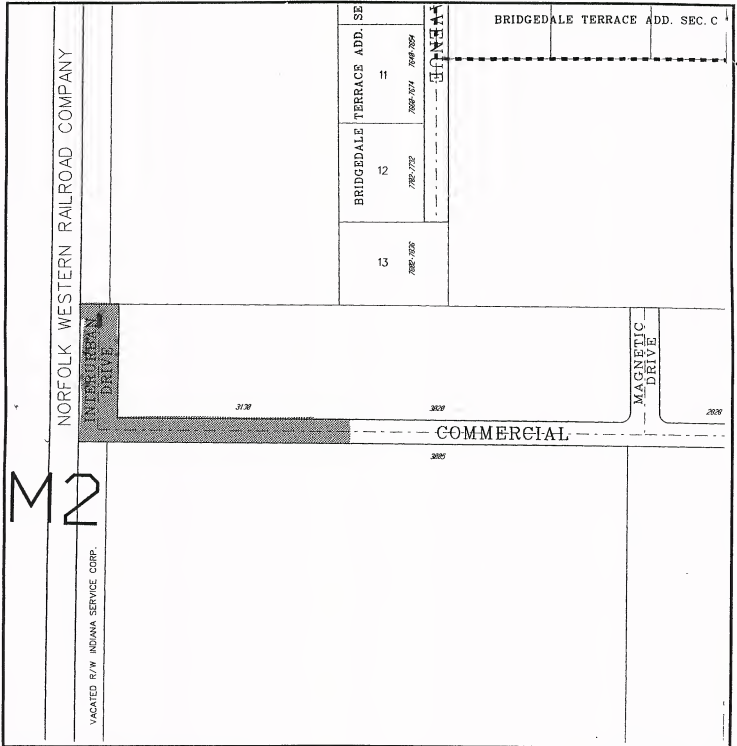
ON ACCOUNT OF

PAID BY: CASH ☐ CHECK ☒ M.O. ☐

# VACATION PETITION

## AREA MAP

CASE NO. #574



COUNCILMANIC DISTRICT NO. 4

Map No. I-35  
LW 10-22-94

<b>R1</b>	One-Family	<b>B1</b>	Limited Business	<b>M1</b>	Light Industrial
<b>R2</b>	Two-Family	<b>B2</b>	Planned Shopping Center	<b>M2</b>	General Industrial
<b>R3</b>	Multi-Family	<b>B3</b>	General Business	<b>M3</b>	Heavy Industrial
<b>RA/RB</b>	Residential	<b>B4</b>	Roadside Business	<b>MHP</b>	Mobile Home Park
<b>PUD</b>	Planned Unit Dev.	<b>POD</b>	Professional Office District		



# Vacation Petition

Community & Economic Development / 1 Main Street Rm. 830  
Fort Wayne, IN 46802 / (219) 427-1140

I/We do hereby petition to vacate the following:

- ☐ Plat or portion of plat      ☐ Easement      ☒ Public Right-of-Way (street or alley)

More particularly described as follows:

Commercial Road from Western terminus to a point 450' East. Interurban Drive  
from its intersection with Commercial Road to the Northern terminus (199.73').

(Please attach a legal description of the property)

The reasons for the proposed vacation are as follows:

We would use the vacant street for parking. This area could be used as an  
easement for utilities.

(If additional space is needed please attach a separate page)

Property owner(s) name(s): Hydra-Tech, Inc.

Street Address: 3020 Commercial Road

City: Fort Wayne State: IN Zip: 46809 Phone: (219) 747-0526

(If additional space is needed please attach a separate page)

Applicants Name (if different from above):

Street Address:

City: State: Zip: Phone:

I/We, your petitioners, file this petition pursuant to the authority granted in Indiana Code, and provisions of local ordinance. I/We agree to abide by all provisions of the Fort Wayne Zoning Ordinance and/or Subdivision Control Ordinance, as well as all procedures and policies of the Fort Wayne City Plan Commission as those provisions, and policies relate to the handling and disposition of this petition. I/We also certify that this information is true and accurate to the best of my/our knowledge.

Signature

Hydra-Tech, Inc.

Printed Name

Date

3020 Commercial Road

Address

Fort Wayne, IN 46809

City/state/zip

Signature

Printed Name

Date

Address

City/state/zip

Agents Name (Please print legibly): Steve Miller, Controller  
Street Address: 3020 Commercial Road  
City: Fort Wayne State: IN Zip: 46809 Phone: (219) 747-0526

**NOTICE:**

- Legal description is to be of the area to be vacated and must be complete and correct. If necessary a licensed surveyor's legal description may be required.
- All adjacent property owner's signatures must accompany this application.
- Applicant is hereby informed that in the case of a utility being located in a public way or easement, the applicants may be required to bear the cost of relocation, or of providing a replacement easement or easements as needed.
- Applicant is also hereby informed that the vacation of a subdivision plat does not necessarily vacate any dedicated right-of-way(s) or utility easement(s), nor any restrictive covenants that may apply.

For Office Use Only:

Receipt #:

Date Filed:

Map #:

Reference #:





DIVISION OF  
HYDRA-TECH, INC.

October 19, 1994

I have reviewed and agree with the petition to vacate a portion of  
Commercial Road as submitted by Hydra-Tech, Inc.

X Bill Banks Plant Mgr  
Foamex Title

BILL BANKS

-----  
Please Print Signature

Foamex  
3005 Commercial Drive  
Fort Wayne, IN 46809

## RESOLUTION 81-225-11

WHEREAS, HYDRA TECH, INC., has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated street situated in Fort Wayne, Allen County, to-wit:

Commercial Road from Western terminus to a point 450' East.  
Interurban Drive from its intersection with Commercial Road to  
the Northern terminus (199.73').

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-3-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA )  
 ) SS:  
COUNTY OF ALLEN )

I, LINDA BUSKIRK, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held 1/25/95 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 25 DAY OF JANUARY 1995

FORT WAYNE BOARD OF PUBLIC WORKS

*Linda Buskirk*  
Linda Buskirk  
Chairman, Board of Public Works

C. James Owen  
Member, Board of Public Works

Terrance P. McCaffrey  
Member, Board of Public Works

WHEREAS, HYDRA TECH, INC., has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated street situated in Fort Wayne, Allen County, to-wit:

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-3-12; and,

WHEREAS, said public hearing was held on November 21, 1994 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated street.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated street hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated street or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated street in Allen County, Indiana.

I, Carol Kettler Sharp, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held, November 28, 1994 and as the same appears of record in the official records of said Plan Commission.

FORT WAYNE CITY PLAN COMMISSION

Carol Kettler Sharp  
Secretary

ORIGINAL

ORIGINAL

#574

DIGEST SHEET

TITLE OF ORDINANCE Street Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE Portion of Commercial Road and  
Interurban Drive.

*9-94-11-07*

EFFECT OF PASSAGE Property is currently dedicated public  
right-of-way. Property will be vacated and revert to the  
ownership of the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain dedicated public  
right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

(ASSIGN TO COMMITTEE) \_\_\_\_\_

# FACT SHEET

G-94-11-07

BILL NUMBER

## Division of Community Development & Planning

BRIEF TITLE

APPROVAL DEADLINE

REASON

Street Vacation Ordinance

### DETAILS

Specific Location and/or Address Commerical Road from its western terminus to a point 450' east, & Interurban Dr from its intersection with Commercial Rd to its northern terminus.

Reason for Project

Expansion of parking facility.

Discussion (Including relationship to other Council actions)

21 November 1994 - Public Hearing

Steve Miller, Controller for Hydra-Tech, 3020 Commercial Rd. appeared before the Commission. Mr. Miller stated that they want to use the property petitioned for vacation for additional parking. He stated that they have no problem granting easements to the utility companies.

Dave Ross questioned if this portion of road-way was currently being used for vehicular traffic.

Mr. Miller stated that this right-of-way is currently unimproved.

Mel Smith questioned if they were willing to comply with all of the conditions as set forth in the staff recommendation.

Mr. Miller stated that the only condition that they would not like to comply with was the recommendation that they install a cul-de-sac at the end of the road. He stated that currently there is more than ample room for a vehicle to turn around.

### POSITIONS

### RECOMMENDATIONS

Sponsor

City Plan Commission

Area Affected

City Wide

Other Areas

Applicants/  
Proponents

Applicant(s)  
Hydra-Tech, Inc  
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

Staff  
Recommendation

☒ For ☐ Against

Reason Against

Board or  
Commission  
Recommendation

By

☒ For ☐ Against  
☐ No Action Taken

☐ For with revisions to conditions  
(See Details column for conditions)

CITY COUNCIL  
ACTIONS  
(For Council  
use only)

☐ Pass ☐ Other  
☐ Pass (as  
amended) ☐ Hold  
☐ Council Sub. ☐ Do not pass

# DETAILS

Dave Ross questioned if there is no cul-de-sac provided, was there a possibility that the roadway could be vacated all the way to Magnetic Drive.

Mr. Miller stated that he thought that Magnetic Drive was already vacated.

Wayne O'Brien, Staff Planner, with C&ED, stated that Magnetic Drive did not show as vacated on the city's quarter sections.

Mr. Miller stated that he would agree that it could be vacated all the way to Magnetic Drive.

There was no one else who spoke in favor of or in opposition to the proposed vacation.

## 28 November 1994 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation contingent upon the petitioner satisfying the following:

- 1) provide utility easements or relocations as needed;
- 2) provide an approved turn around or cul-de-sac as per the recommendation of Traffic Engineering and Street Engineering.

Of the nine (9) members present, eight (8) voted in favor of the motion, the Chair did not vote.

Motion carried.

# POLICY/PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start Date 20 October 1994

Projected Completion or Occupancy Date 30 January 1995

Fact Sheet Prepared by Patricia Biancaniello Date 30 January 1995

Reviewed by  Date 1 February 1995

Reference or Case Number



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

February 10, 1995

Steve Miller  
3020 Commercial Road  
Fort Wayne, IN 46809

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, February 28, 1995, at 5:30 P.M., in the Common Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana on the following:

Commercial Road from Western terminus to a point  
450' East. Interurban Drive from its intersection  
with Commercial Road to the Northern terminus  
(199.73')

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

FORT WAYNE COMMON COUNCIL

Sandra E. Kennedy  
City Clerk



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

February 10, 1995

Ms. Connie Lambert  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of February 13<sup>16</sup>, 1995, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Bill No. G-94-11-07  
Vacating a street

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 1



NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
(BILL NO. G-94-11-07)

NOTICE IS HEREBY GIVEN THAT THE FORT WAYNE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON TUESDAY, FEBRUARY 28, 1995, AT 5:30 P.M., (EST) IN THE COMMON COUNCIL CONFERENCE ROOM 128, CITY-COUNTY BUILDING, ONE MAIN STREET, FORT WAYNE, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

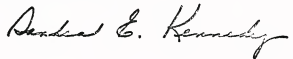
(vacating a street)

Commercial Road from Western terminus to a point 450' East. Interurban Drive from its intersection with Commercial Road to the Northern terminus (199.73')

ALL INTERESTED PARTIES ARE INVITED TO APPEAR AND BE HEARD.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH THE STATE AND FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION" SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219) 427-1120, TTY (219) 427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE MEETING.

SANDRA E. KENNEDY  
CITY CLERK



**FW COMMON COUNCIL**

(Governmental Unit)

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

**ALLEN**

County, Indiana

**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
 -- number of equivalent lines \_\_\_\_\_

Head -- number of lines \_\_\_\_\_

Body -- number of lines \_\_\_\_\_

Tail -- number of lines \_\_\_\_\_

Total number of lines in notice \_\_\_\_\_

**COMPUTATION OF CHARGES**

28 lines, 1 columns wide equals 28 equivalent lines  
 at .33 cents per line

\$ 9.24

Additional charge for notices containing rule or tabular work  
 (50 percent of above amount) \_\_\_\_\_

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00**TOTAL AMOUNT OF CLAIM**\$ 10.24**DATA FOR COMPUTING COST**Width of single column 12.5 emsNumber of insertions 1Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: **FEB 16**, 19 **95**

Title:

**Clerk****PUBLISHER'S AFFIDAVIT**

State of Indiana )

) ss:

Allen County )

NOTICE OF PUBLIC HEARING  
 FORT WAYNE COMMON COUNCIL  
 (BILL NO. 9-94-11-07)  
 NOTICE IS HEREBY GIVEN that the Fort Wayne Common Council of the City of Fort Wayne, Indiana will conduct a public hearing on Tuesday, February 28, 1995, at 5:30 P.M. (EST) in the Common Council Conference Room, 126 City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:  
 (locating a street)  
 Commercial Road from Wester terminus to a point 450' East, Interurban Drive from its intersection with Commercial Road to the Northern terminus (199.73')  
 All interested parties are invited to appear and be heard.  
 "Reasonable Accommodations" for persons with a known disabling condition will be considered in accordance with the State and Federal law. Any person needing a "Reasonable Accommodation" should notify Public Information Office (219) 427-1120, TTY (219) 427-1200, at least seventy-two (72) hours prior to the meeting.  
 SANDRA E. KENNEDY  
 CITY CLERK  
 #792020

2-16

Personally appeared before me, a notary public in and for said county and state, the undersigned **JULIE L ROHYANS** who, being duly sworn, says that he/she is **Clerk** of the **The Journal-Gazette** newspaper of general circulation printed and published in the English language in the (city) (town) of **Fort Wayne, IN** in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **1** time, the dates of publication being as follows:

2-16-95

Subscribed and sworn to before me this **16th** day of **FEB**19 **95***Julie L Rohyans**Mary L Adkison*

Notary Public

MARY L ADKISON  
 NOTARY PUBLIC STATE OF INDIANA  
 ALLEN COUNTY

My commission expires:

MY COMMISSION EXP JUNE 14, 1997

FW COMMON COUNCIL

(Governmental Unit)

To:

The News-Sentinel

Dr.

P.O. Box 100

Fort Wayne, IN

ALLEN

County, Indiana

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
 -- number of equivalent lines \_\_\_\_\_

Head -- number of lines \_\_\_\_\_

Body -- number of lines \_\_\_\_\_

Tail -- number of lines \_\_\_\_\_

Total number of lines in notice \_\_\_\_\_

## COMPUTATION OF CHARGES

28 lines, 1 columns wide equals 28 equivalent lines  
 at .33 cents per line

\$ 9.24

Additional charge for notices containing rule or tabular work  
 (50 percent of above amount) \_\_\_\_\_

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 10.24

## DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.



Clerk

Date: FEB 16, 19 95

Title: \_\_\_\_\_

## PUBLISHER'S AFFIDAVIT

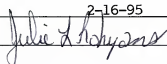
State of Indiana )

) ss:

Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L. ROHYANS who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time \_\_\_\_\_, the dates of publication being as follows:

2-16-95



Subscribed and sworn to before me this 16th day of FEB 19 95



Notary Public

My commission expires: NOTARY PUBLIC STATE OF INDIANA

ALLEN COUNTY

MY COMMISSION EXP JUNE 14, 1997

NOTICE OF PUBLIC HEARING  
 FORT WAYNE COMMON COUNCIL  
 (1997)  
 Commercial Road to the Northern terminus  
 450 East Main Street, Fort Wayne, Indiana 46802  
 NOTICE IS HEREBY GIVEN that the Fort Wayne Common Council will hold a public hearing on Tuesday, February 16, 1995, at 5:30 P.M. (EST) in the Common Council Chamber, located at the intersection of Commercial Road and Main Street, Fort Wayne, Indiana, more particularly described as follows:  
 Commercial Road from Western terminus to a point 450' East, intersection with Main Street, and from intersection with Main Street to the intersection with Commercial Road, a distance of approximately 1.2 miles.  
 The purpose of the hearing is to consider and act upon the proposed rezoning of the above described property from its present zoning of C-1 to C-2.  
 Any person desiring to be heard at the hearing should appear at the hearing on the date and at the time and place specified above, and file a written statement of objections with the City Clerk, not later than two (2) hours prior to the meeting.  
 SANDRA K. KENNEY  
 CITY CLERK  
 #792020

COPY  
MENT